

ORDINANCE NO. 13-\_\_\_\_\_

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, as follows:

Section 1. The City Council of the City of Huntsville, Alabama, finds that an application has been presented to the City of Huntsville requesting a vacation of a utility and drainage easement; that the applicant has represented to the City of Huntsville that Kim Alva King and Nadia Haddad King, are the owners of the property across which said easement lies; that said easement, or portion being vacated, is not presently used and is no longer needed for a public or municipal purpose.

Section 2. Pursuant to the findings in Section 1 hereinabove, the Mayor of the City of Huntsville, Alabama, is hereby authorized, requested and directed to execute a quitclaim deed vacating the easement hereinafter described, said deed being substantially in words and figures as follows, to-wit:

STATE OF ALABAMA       )  
                                      :  
COUNTY OF MADISON     )

KNOW ALL MEN BY THESE PRESENTS: That the undersigned, CITY OF HUNTSVILLE, ALABAMA, a municipal corporation (the herein "Grantor"), for and in consideration of the sum of Ten and No/100 (\$10.00) Dollars, and other good and valuable consideration, this day in hand paid to it by KIM ALVA KING AND NADIA HADDAD KING, their heirs and assigns (collectively, the herein "Grantee"), the receipt of which is hereby acknowledged, do hereby remise, release, quitclaim and convey unto KIM ALVA KING AND NADIA HADDAD KING, its heirs and assigns, all of its right, title and interest in and to a 10-foot wide easement for utilities, drainage and sanitary sewer installation and maintenance over and across the following described real estate, lying and being in the County of Madison, State of Alabama, as follows:

ALL THAT PART OF LOTS 11 AND 12, BLOCK 3 OF BLEVINS COVE AS RECORDED IN PLAT BOOK 17, PAGE 26 IN THE OFFICE OF THE JUDGE OF PROBATE, MADISON COUNTY, ALABAMA. MORE PARTICULARLY DESCRIBED AS COMMENCING AT A ½" REBAR FOUND AT THE SOUTHEAST CORNER OF SAID LOT 11; THENCE ALONG THE SOUTH BOUNDARY OF SAID LOT 11 NORTH 70 DEGREES 24 MINUTES 14 SECONDS WEST, 16.47 FEET TO THE POINT OF BEGINNING. THENCE FROM THE POINT OF BEGINNING SOUTH 04 DEGREES 46 MINUTES 23 SECONDS EAST, 5.49 FEET; THENCE NORTH 70 DEGREES 24 MINUTES 14 SECONDS WEST, 195.96 FEET; THENCE NORTH 09 DEGREES 00 MINUTES 00 SECONDS EAST, 6.02 FEET TO A POINT OF CURVATURE; THENCE AROUND A CURVE TO THE RIGHT HAVING A RADIUS OF 20.00 FEET AND A CHORD BEARING AND DISTANCE OF NORTH 14 DEGREES 52 MINUTES 21 SECONDS EAST, 4.09 FEET; THENCE SOUTH 70 DEGREES 24 MINUTES 14 SECONDS EAST, 192.88 FEET; THENCE SOUTH 04 DEGREES 46 MINUTES 23 SECONDS EAST, 5.49 FEET TO THE POINT OF BEGINNING AND CONTAINING 1944.47 SQUARE FEET OR 0.04 ACRES.

TO HAVE AND TO HOLD the above described easement, together with all and singular rights, tenements, hereditaments, appurtenances and improvements thereunto belonging, or in anywise appertaining, unto the said Grantee, and unto their heirs and assigns forever.

IN WITNESS WHEREOF, Grantor has executed this instrument on this the 13th day of June, 2013.

ATTEST:

CITY OF HUNTSVILLE, ALABAMA,  
a municipal corporation

By: \_\_\_\_\_  
Charles E. Hagood,  
Clerk-Treasurer

By: \_\_\_\_\_  
Tommy Battle, Mayor

STATE OF ALABAMA       )  
                                      :  
COUNTY OF MADISON     )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that TOMMY BATTLE and CHARLES E. HAGOOD, whose names as Mayor and Clerk-Treasurer, respectively, of the CITY OF HUNTSVILLE, ALABAMA, a municipal corporation are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that being informed of the contents of the instrument, they, as such officers and with full authority, executed the same voluntarily for and as the act of said corporation on the day the same bears date.

Given under my hand and official seal this the 13<sup>th</sup> day of June, 2013.

\_\_\_\_\_  
Notary Public  
My Commission Expires: \_\_\_\_\_

THIS INSTRUMENT WAS PREPARED SOLELY FROM INFORMATION PROVIDED TO THE PREPARER OF THIS INSTRUMENT, WHO CONDUCTED NO TITLE EXAMINATION, AND WHO ISSUED NO TITLE OPINION OR TITLE INSURANCE.

THIS INSTRUMENT WAS PREPARED BY: ROBERT E. RAWLINSON, HARRISON, GAMMONS & RAWLINSON, P.C., 2430 L & N DRIVE, HUNTSVILLE, ALABAMA 35801/ang

Ordinance No. 13-\_\_\_\_\_ (Cont.)  
King, Kim Alva and Nadia Haddad

ADOPTED this the 13th day of June, 2013.

\_\_\_\_\_  
President of the City Council  
of the City of Huntsville, Alabama

APPROVED this the 13th day of June, 2013.

\_\_\_\_\_  
Mayor of the City of  
Huntsville, Alabama